

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Roy et al. )  
 ) Art Unit: 1794  
 )  
Serial Number 10/799,397 ) Examiner: Stulii, Vera  
 )  
Filed March 12, 2004 ) Atty Docket: 6357US

For: Dry Mix Compositions and Method for Making and Utilizing  
the Same Having an Enhanced Anti-Microbial Shelf Life

NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated November 28, 2008 rejecting the following claims: 1, 6-19, 23-45 and 57-62

The fee for this Notice of Appeal is: \$540.00

If one of the boxes below has been checked, then this paper also constitutes a Petition for an Extension of Time under 37 C.F.R. 1.136(a) to reply to the rejection:

Extension of time requested for:

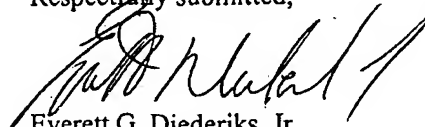
- |                          |   |    |
|--------------------------|---|----|
| <input type="checkbox"/> | 1 Month (37 CFR 1.17(a) (1))                | \$ |
| <input type="checkbox"/> | 2 Months (37 CFR 1.17(a)(2))                | \$ |
| <input type="checkbox"/> | 3 Months (37 CFR 1.17 (a)(3))               | \$ |
| <input type="checkbox"/> | 4 Months (if available) (37 CFR 1.17(a)(4)) | \$ |

The sum of the fee for the Notice of Appeal  
and the fee for any extension of time is \$540.00

☐ Applicant is a small entity under 37 CFR 1.9 and 1.27. Therefore,  
the fee shown above is reduced by half, and the resulting fee is: \$

- ☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 04-1075

Respectfully submitted,

  
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Date: February 27, 2009